

MINUTES
TIGARD CITY COUNCIL MEETING
November 20, 2001

1. WORKSHOP MEETING

- 1.1 Mayor Griffith called the meeting to order at 6:30 p.m.
- 1.2 Roll Call: Mayor Griffith and Councilors Dirksen, Moore, Patton and Scheckla were present.
- 1.3 Pledge of Allegiance
- 1.4 Council Communications & Liaison Reports: None
- 1.5 Call to Council and Staff for Non Agenda Items:

City Manager Monahan noted that he would report on the recent water line break.

2. DISCUSSION OF SIDEWALK MAINTENANCE ON MAJOR COLLECTORS

Public Works Director Wegner introduced this agenda topic and reviewed the history of this item. A copy of the staff report is on file in the City Recorder's office. Mr. Wegner reviewed the current policy on sidewalk maintenance: City crews maintain sidewalks on those sidewalks that are adjacent to City-owned property. If the City intends to assume responsibility for sidewalk maintenance for sidewalks adjacent to major collector streets, Mr. Wegner recommended certain procedures be followed (as outlined in the staff report). Mr. Wegner noted that it would require more resources to maintain additional sidewalks. For example, ice removal on additional sidewalks would require extra effort during icy conditions when at the same time more crew members are called upon to keep the streets safe.

Mr. Wegner referred to a map depicting the major collector streets located within the City.

There are three key questions that need to be decided should major collector sidewalks be added to as a maintenance responsibility:

- 1. At what level would the City of Tigard accept responsibility – structural and/or maintenance?
- 2. Level of maintenance?
- 3. How would the City go about accepting segments of sidewalk for maintenance responsibility?

In response to a question from Councilor Scheckla regarding why a property owner would be willing to accept a sidewalk because of liability, Mr. Wegner referred to

Tigard's Code requirements for sidewalk maintenance. Mr. Wegner noted that the only major collector completely constructed is Durham Road.

During discussion, City Manager Monahan noted that he believed it is common throughout the area that the adjoining property owner is responsible for sidewalk maintenance.

Mr. Paul Owen, representing the Summerfield area, advised that the question of sidewalk maintenance and liability was posed about a year and a half ago. At that time Summerfield residents abutting Durham Road expressed concerns about whether it was fair that they be required to assume responsibility for property maintenance both in front and back of their properties. It is also difficult for the residents to access the property along Durham Road because of the wall that has been constructed along Durham Road. Mr. Owen distributed photographs of the area including utility trucks (non-City) parked on the sidewalk while workers were performing maintenance. He asked the City consider taking responsibility of the maintenance of the right of way, including the sidewalk and the landscaped area to the property line. He also would like the City to assume liability.

A Summerfield resident who lived adjacent to Sattler Street asked if Sattler Street was included in this discussion. Mr. Wegner explained that it had been decided to narrow the maintenance discussion to sidewalks adjacent to major collector streets; therefore, Sattler Street is not included.

Discussion followed on a number of concerns and issues relating to this matter. During discussion, Councilor Moore noted that the Transportation Financing Strategies Task Force was considering a maintenance fee for right-of-way maintenance. In other cities, such a maintenance fee is paid as an item due on utility billings. The Council discussed the issue of whether to go forward with maintenance of the sidewalk along of Durham Road. The majority of Council member advised of concerns with equity for other City residents who are also required to maintain property adjacent to sidewalks.

After discussion on financing options and equity issues, Council consensus was that the Transportation Financing Strategies Task Force's idea for a citywide street/sidewalk maintenance fee might be a way to address this issue. Mr. Owen (of Summerfield) added that he thought this direction had merit. It is anticipated that a Task Force report could be presented to the City Council in January 2002.

- NON AGENDA

Mr. Wegner updated the City Council on the water break that occurred on November 19 on Gaarde Street. A memorandum outlining the situation (from Dennis Koellermeir) is on file in the City Council packet and is available in the City Recorder's office.

3. PROGRESS REPORT ON THE NEW CITY WEB SITE

Web Administrator Victor Soares and Information Processing Technician Nancy Lof presented features of a proposed new web site for the City of Tigard. The site would be reconfigured and launched on January 2, 2002. After the presentation, several Council members noted the information appeared to be easy to read and navigate.

Council meeting recessed: 8:10 p.m.

Council meeting reconvened: 8:23 p.m.

4. UPDATE ON BULL MOUNTAIN ANNEXATION STUDY

Community Development Director Hendryx presented the staff report, which is on file with the City Recorder. In addition, a copy of the PowerPoint presentation outlining the highlights of Mr. Hendryx's address to the Council is on file with the City Recorder. There was discussion on the findings presented in the report. Financial implications of annexation were discussed. It was noted that System Development Charges (SDC) have not been collected to fund future parks in the area. The City has been attempting to persuade the County to start collecting funds for parks through an SDC assessment on new development. City efforts included a recent letter prepared and forwarded to the County Administrator by City Manager Monahan outlining the benefits of SDC revenue dedicated for parks. Much development has occurred in the Bull Mountain area without SDC funds collected that could have been used for parks. With regard to the information presented on the financial implications of annexing the area, there was discussion about the concern of financing capital improvement projects needed for the area. The study area has extensive capital needs. Capital costs for road and park improvements exceed the revenue projections for the area.

Council members discussed concern with annexation because of the needs that are evident from the report findings. Mr. Monahan noted that County presented the Bull Mountain Plan in 1983. At that time, the City of Tigard noted (to LCDC) opposition to the Plan because no provision for parks had been made.

Discussion followed on requests for individual annexation. Mr. Monahan outlined that perhaps the Council should only consider vacant land or, if the land was developed, people in the area acknowledge that funding is needed for parks.

The staff will return to the City Council on November 27 with a formal presentation of the study. Once the study is accepted by the City Council, there will be a public outreach program to distribute the information to the area residents. Further discussion with the residents about the study will occur in January 2002.

5. REVIEW THE FINAL DRAFT OF THE TRANSPORTATION SYSTEM PLAN (TSP)

Community Development Director Hendryx introduced this agenda item. DKS Associates Consultant Randy McCourt presented the TSP information. A copy of the PowerPoint presentation given to the City Council is on file in the City Recorder's office. The staff will return to the City Council on January 8, 2002, for a public hearing to consider the adoption of the TSP.

6. UPDATE ON THE TRI-MET ACTION PLAN

Community Development Director Hendryx reviewed this agenda item. Staff presented a PowerPoint presentation, which is on file in the City Recorder's office. The presentation included an update on progress and an overview of the Tri-Met Action Plan. It was noted that the City Council would visit with Tri Met representatives in early spring 2002.

7. REVIEW DRAFT AGREEMENTS FOR CITY-SPONSORED EVENTS FOR THE TIGARD FESTIVAL OF BALLOONS, TIGARD 4TH OF JULY, AND BROADWAY ROSE THEATER

City Recorder Catherine Wheatley presented the staff report, which is on file in the City Recorder's office. Also present for this agenda item were Dan Murphy of Broadway Rose Theater and Bruce Ellis of the Tigard Festival of Balloons. Councilor Patton is a member of the Tigard 4th of July organization.

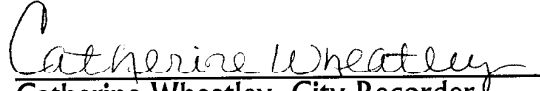
After a review of the highlights of the agreements, the City Council and representatives for the City-sponsored event organizations agreed that the draft proposals were acceptable. A few questions were directed to Mr. Bruce Ellis regarding the Cook Park improvements and how this would affect the Balloon Festival. Mr. Ellis noted that he is aware of the park improvements and he has been working on a bus shuttle service for the event. Mr. Ellis noted safety issues and, to keep the event manageable, he has limited the number of balloons launched to 35.

Council Patton noted that because of her involvement with the 4th of July event, she would not vote on the agreement when it is formally presented to the City Council for approval.

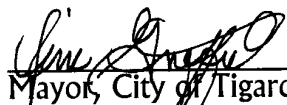
- ADMINISTRATIVE REVIEW:

- ◆ City Manager Monahan reported that the Council goal setting meeting has been set for January 14, 2002.
- ◆ There was brief discussion on the nominating process for the MPAC alternate position.
- ◆ City Manager Monahan advised there would be no City Council newsletter distributed this week.

8. COUNCIL LIAISON REPORTS – None.
9. NON-AGENDA ITEMS – (Reviewed earlier in the meeting; see page 2).
10. EXECUTIVE SESSION: Cancelled.
11. ADJOURNMENT: 10:19 p.m.


Catherine Wheatley, City Recorder

Attest:


Mayor, City of Tigard
Date: February 12, 2002

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